

BOOK 0729 PAGE 0584

MEMORANDUM OF NON-DRILLING OIL AND GAS LEASE

The under Betty Jane Schafer, a widow of West Virginia RD3  
Box 285, Wheeling, Wv 26003 as Lessor  
and **TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143**, as Lessee, entered into an Oil and  
Gas Lease as of the 9<sup>th</sup> day of February, 2011. Said lease covers all that certain tract of land  
situate in the District of Sandhill, in Marshall County, State of West Virginia, bounded  
and described generally as follows:

On the North by: n/f:

On the East by: n/f:

On the South by: n/f:

On the West by: n/f:

Tax Parcel No: 12-9-22.1

Containing 1.30 acres, more or less, being the same land conveyed by \_\_\_\_\_  
\_\_\_\_\_ and recorded in the records of  
said county in Book 610 , Page 327 .

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in  
paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term,  
which option must be exercised within sixty (60) days of the expiration of the initial primary term of said  
lease.

Dated: February 9<sup>th</sup>, 2011.

WITNESS:

LESSOR:

Betty Jane Schafer  
**Betty Jane Schafer**

\_\_\_\_\_  
(SEAL)

\_\_\_\_\_  
(SEAL)

Approved by:

\_\_\_\_\_  
**Joseph E. Bojalad, President**

**TriEnergy Holdings, LLC**

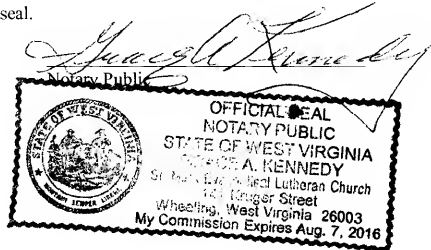
Jan Pest  
MARSHALL County 12:22:12 PM  
Instrument No 1303300  
Date Recorded 04/19/2011  
Document Type O&G  
Pages Recorded 2  
Book-Page 729-584  
Recording Fee \$5.00  
Additional \$6.00

State of West Virginia }  
 County of Marshall } SS:

On the 9th day of February in the year 2011, before me, the undersigned, a Notary Public in and for said state, personally appeared Betty Jane Schafer, a widow, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: 8-7-18



# CORPORATION

State/Commonwealth of: Pennsylvania

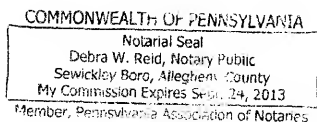
County of: Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to do of said corporation and that the same is the free act and deed of said corporation and of themselves as such officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Sewickley, PA this 13th day of April, 2011.

My Commission expires: 9/24/2013

Debra W. Reid  
 Notary Public



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 9th day of February, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 19th day of April, 2011 at 12:22 o'clock P.M.

TESTE: Jan Pest Clerk.